## RECEIVED CENTRAL FAX CENTER

## MAR 0 1 2006

PTO/SB/26 (09-04)
Approved for use through 07/31/2005, OMB 0551-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
o a collection of information unless it displays a valid OMB control number.

| TEDANIAL DICA AMED TO ODVIATE A DOUBLE DA   |  | Docket Number (Optional)  |
|---|--|---|
| TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PA<br>REJECTION OVER A "PRIOR" PATENT   | VI   | 81676/0703  |
| RESECTION OVER A PRIOR PATER)   | L  |   |
| In re Application of: Roko S. Bujas et al.  |  |   |
| Application No.: 10/772,765   |  |   |
| Filed: February 4, 2004   |  |   |
| For: Method and Apparatus for Measuring Ultralow Permeation   |  |   |
| The owner". <u>General Atomics</u> of necessary of the statutory term of any patient the expiration date of the full statutory term prior patient No. <u>6.804,989</u> and 173, and as the term of said prior patent is presently shortened by any te granted on the instant application shall be enforceable only for and during such agreement runs with any patent granted on the instant application and is binding.  | t granted on the instant ap<br>es the term of said p<br>erminal disclaimer. The ow<br>h period that it and the pri | nor patent is defined in 35 U.S.C. 154 mer hereby agrees that any patent so for patent are commonly owned. This |
| In making the above disclaimer, the owner does not disclaim the terminal part of would extend to the expiration date of the full statutory term as defined in 35 U.1 patent is presently shortened by any terminal disclaimer," in the event that said expires for failure to pay a maintenance fee; is held unenforceable; is found invalid by a court of competent jurisdiction; is statutority disclaimed under 37 CFR 1.1 has all claims canceled by a reexamination certificate; is reisaused; or is in any manner terminated prior to the expiration of its full statutory term a   | S.C. 154 and 173 of the p<br>i prior patent later:<br>321;   | rior patent, "as the term of said prior   |
| Check either box 1 or 2 below, if appropriate.  |  |   |
| 1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.  |  |   |
| I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.   |  |   |
| 2. The undersigned is an attorney or agent of record. Reg. No. 20,856   |  |   |
| James | Nemann   | Mar. 1, 2006  |
|   | J. Schumann<br>or printed name   |   |
| // 19960  | огринции патне   |   |
|   |  | 658-652-1311  |
|   | _  | Telephone Number  |
| ✓ Teminal disclaimer fee under 37 CFR 1.20(d) included.   |  |   |
| WARNING: Information on this form may become public. Credit card information should not be included on this form, Provide credit card information and authorization on PTO-2039.  |  |   |
| *Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by Form PTO/SB/96 may be used for making this certification. See MPEP § 324.   | the assignee (owner).  |   |
| This collection of information is required by 37 CFR 1.321. The information is required to of   | btain or retain a benefit by the   | public which is to file (and by the USPTO   |
| to process) an application. Confidentially is governed by 35 U.S.C. 122 and 37 CFR[1.1] including gathering, prepering, and submitting the complete application form to the USPT on the amount of time you require to complete this form and/or suggestions for reducing it   | FO. Time will vary depending   | upon the individual case. Any comments  |

and trademic of lane you require to complete the party among to suggestions for reducing the burdent, party among the Criter mormation officer, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1440. DO NOY SENIO FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patenta, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

03/02/2006 NNGUYEN1 00000031 061135 10772765

130.00 DA 02 FC:1814

PAGE 16/18 \* RCVD AT 3/1/2006 5:29:27 PM [Eastern Standard Time] \* SVR:USPTO-EFXRF-1/16 \* DNIS:2738300 \* CSID:8585520095 \* DURATION (mm-ss):04-58